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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/674,767 Confirmation No.: 5481
Applicant : Dean DellaPenna
Filed : September 30, 2003
Group Art Unit.: 1638
Examiner : Kallis, Russel
For : Transgenic Plants With Tocopherol Methyltransferase
Docket No. : 87-07A
Customer No. : 23713

CERTIFICATE OF TRANSMISSION VIA
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I hereby certify that this correspondence is being
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August 1, 2008
Date

Laurasedlacek/
Laura Sedlacek

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CORRECTION TO RESPONSE TO OFFICE ACTION

Sir:

In response to the Dismissal of Applicants' Petition under 37 CFR 1.181 filed April 21, 2008 to withdraw the holding of abandonment; and in further response to the Notice of Non-Compliant Amendment dated August 6, 2007, and further to the Response to the non-final Office Action filed May 29, 2007, this response provides a claims listing correcting the errors referred to in the Notice of Non-Compliant Amendment. Applicants submit herewith a Petition to Revive based on unintentional abandonment under 37 CFR 1.137(b). Applicants respectfully request revival of the application, reconsideration of the rejection and entry of this Correction to Response to Office Action.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 6 of this paper.

A Petition to Revive with the appropriate fee accompanies this paper.